

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ALABAMA
NORTHERN DIVISION**

IVY G. HAMILTON, :
Plaintiff, :
vs. : CA 08-0703-CB-C
MICHAEL J. ASTRUE, :
Commissioner of Social Security, :
Defendant. :
:

JUDGMENT

In accordance with the memorandum opinion and order entered on this date, it is hereby
ORDERED, ADJUDGED, and DECREED that the decision of the Commissioner of Social
Security denying plaintiff benefits be reversed and remanded pursuant to sentence four of 42
U.S.C. § 405(g), *see Melkonyan v. Sullivan*, 501 U.S. 89, 111 S.Ct. 2157, 115 L.Ed.2d 78 (1991),
for further proceedings not inconsistent with this decision. The remand pursuant to sentence four
of § 405(g) makes the plaintiff a prevailing party for purposes of the Equal Access to Justice Act,
28 U.S.C. § 2412, *Shalala v. Schaefer*, 509 U.S. 292, 112 S.Ct. 2625, 125 L.Ed.2d 239 (1993),
and terminates this Court's jurisdiction over this matter.

DONE this 26th day of May, 2009.

s/Charles R. Butler, Jr.
Senior United States District Judge